

Ex. A

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

**IN RE: JOHNSON & JOHNSON
TALCUM POWDER PRODUCTS
MARKETING, SALES PRACTICES,
AND PRODUCTS LIABILITY
LITIGATION**

This Document Applies to All Actions Filed
Against Defendant Personal Care Products
Council

MDL No. 16-2738 (FLW) (LHG)

**DECLARATION OF THOMAS T. LOCKE IN SUPPORT OF PERSONAL CARE
PRODUCTS COUNCIL'S MOTION FOR SUMMARY JUDGMENT**

I, Thomas T. Locke, do hereby declare under penalty of perjury that the following is true and correct to the best of my personal knowledge:

1. I am an attorney with Seyfarth Shaw LLP, counsel for Defendant Personal Care Products Council ("PCPC") in the above-captioned matter.

2. I am over 18 years of age and have personal knowledge of the matters set forth herein.

3. I submit this declaration to place certain documents before the Court and in support of PCPC's Motion for Summary Judgment.

4. A true and correct copy of the Complaint filed in *Denise Celia Simpson, et al. v. Johnson & Johnson, et al.*, case no. 2016 CA 001931 B, in the Superior Court of the District of Columbia is attached hereto as **Exhibit 1**.

5. A true and correct copy of the Hearing Transcript in *Simpson* on PCPC's Special Motion to Dismiss Pursuant to the District of Columbia's Anti-SLAPP Act is attached hereto as **Exhibit 2**.

6. A true and correct copy of the letter from the U.S. Food and Drug Administration (“FDA”) to Dr. Sidney Wolfe dated January 11, 1979 is attached hereto as **Exhibit 3**.

7. A true and correct copy of the Letter from the FDA to Dr. Samuel S. Epstein dated April 1, 2014 is attached hereto as **Exhibit 4**.

8. A true and correct copy of PCPC’s definition of cosmetic talc with voluntary testing guidelines is attached hereto as **Exhibit 5**.

9. A true and correct copy of a label for Johnson’s Baby Powder is attached hereto as **Exhibit 6**.

10. A true and correct copy of the transcript from the deposition of Donald Hicks on June 28, 2018 is submitted under seal pursuant to protective order and designated as **Exhibit 7**.

11. A true and correct copy of PCPC’s cosmeticsinfo.org 2007 website relating to cosmetic talc is attached hereto as **Exhibit 8**.

12. True and correct copies of the following website pages are attached hereto as **Exhibit 9**:

- Cancer Council of Australia. “Inferred Risk” available at: <https://www.cancer.org.au/about-cancer/causes-of-cancer/environmental-causes/inferred-risk.html>. Sydney: Cancer Council of Australia; 2018;
- World Cancer Research Fund, “Can cosmetics and toiletries cause cancer?” available at <https://www.wcrf.org/informed/articles/can-cosmetics-and-toiletries-cause-cancer>. London: World Cancer Research Fund; 2017;
- CDC, “Ovarian Cancer” available at: https://www.cdc.gov/cancer/ovarian/basic_info/risk_factors.htm. Atlanta: Centers for Disease Control and Prevention; 2018;
- American Cancer Society, “Ovarian Cancer” available at: <https://www.cancer.org/cancer/ovarian-cancer/causes-risks-prevention/risk-factors.html>. 2019;
- National Cancer Institute, “Ovarian, Fallopian Tube, and Primary Peritoneal Cancer Prevention (PDQ) - Patient Version” available at:

https://www.cancer.gov/types/ovarian/patient/ovarian-prevention-pdq#section/_11). Washington, DC: National Cancer Institute; 2018;

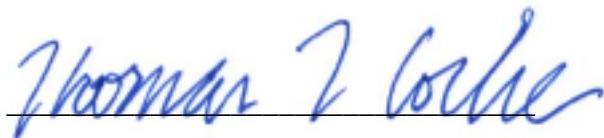
- Ovacome, “Talcum powder and ovarian cancer: Fact Sheet 14” available at: <https://www.ovacome.org.uk/talcum-powder-and-ovarian-cancer>). London: Ovacome; 2018;
- National Cancer Institute, “Ovarian, Fallopian Tube, and Primary Peritoneal Cancer Prevention—for Health Professionals (PDQ®)” available: https://www.cancer.gov/types/ovarian/hp/ovarian-prevention-pdq#section/_9). Washington, DC: National Cancer Institute; 2019.

13. A true and correct copy of the National Cancer Institute’s National Cancer Institute, “Ovarian, Fallopian Tube, and Primary Peritoneal Cancer Prevention-for Health Professionals (PDQ®)” available at https://www.cancer.gov/types/ovarian/hp/ovarian-prevention-pdq#cit/section_3.46 is attached hereto as **Exhibit 10**.

EXECUTED this 6th day of May 2019

Washington, D.C.

By:



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